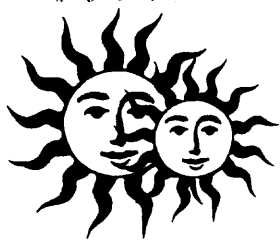


0008



Sunnyside Cogeneration Associates

P.O. Box 10, East Carbon, Utah 84520 • (435) 888-4476 • Fax (435) 888-2538

March 13, 2007

Utah Division of Oil Gas and Mining
Attn. Wayne Hedberg
1594 West North Temple, Suite 1210
Salt Lake City UT 84114

RE: SCA Sunnyside Refuse & Slurry, C/007/035
Pasture Pond Expansion - Response to Deficiencies - ID #2644

Dear Wayne:

We have prepared this submittal in response to the deficiencies listed in your February 16, 2007 letter. We have incorporated our revised text and drawings to address the deficiencies together with the remaining portions of the previous submittal. This submittal therefore includes three complete copies of the revised amendment package.

We have addressed the specific deficiencies as follows:

Soil

R645-301-243

Prior text changes have been removed and additional changes shown in Chapter 9

R645-301-553.252

The existing plan already includes the requested language. Please see Section 10.1 Introduction, Page 800-3 Reclamation Cover, Section 9.8.1 Areas to receive topsoil or borrow material. Also see the current Bond calculations showing that the bond posted is for four feet of cover as presented on Plate 8-4.

Engineering

R645-301-521

Maps have been updated as requested. Several Permit text sections have also been updated as requested to reflect the removal of the Clear Water Pond.

OK
Incoming
C/007/0035

RECEIVED

MAR 15 2007

DIV. OF OIL, GAS & MINING

#2765

File in:

C/007/035, 2007, Incoming

Refer to:

☐ Confidential

☒ Expandable

Date *3/13/07* For additional information

Maps have been updated to reflect changes pertinent to the map that were affected by the enlargement of the Pasture Pond or the removal of the Clear Water Pond

Roads surrounding the Pasture Pond are not being changed. Roads surrounding the Clear Water Pond / Excess Spoil Disposal Area 2 are not being affected by this change. Road H (see drawing 5-2E) was shortened where it used to pass between the Clear Water Pond and the Slurry Ponds.

Hydrology

R645-301-121.100 and -121.200

Form C2 identifies the removal of Appendix 7-3E Clear Water Pond Hydrologic Calculations

R645-301-121.100 and -121.200

Form C2 identifies the replacement of the existing Appendix 7-3A Pasture Pond Hydrologic Calculations

R645-301-121.100, -121.200 and -732.200

Permit text has been revised

R645-301-742

Design details for the Pasture pond have been revised in Appendix 7-3A and on the corresponding drawings to address the deficiencies listed. These deficiencies generally related to sediment inflow and storage volumes, sediment clean out levels, detention, spillway details, and various construction details.

R645-301-731.740

Drawing 7-9 has been updated to reflect the requested changes.
Drawing 7-1G has been updated to reflect the requested changes.
Drawing 7-4 has been removed.

R645-301-121.100 and -121.200

The Table of Contents and organization of Appendices 8-1 and 10-1 have been updated.

R645-301-121.100 and -121.200

Appendices 8-1 and 10-1 have been updated to reflect the removal of the Clear Water Pond.

R645-301-742

The Pasture Pond design deficiencies listed for Section 7 have also been updated in Appendices 8-1A and 10-1A

Bond

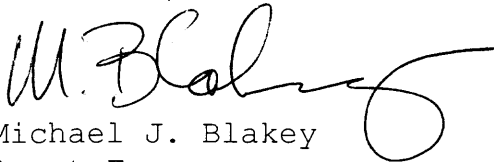
R645-301-830.140

We believe that the current bond calculations are reasonably accurate to reflect the proposed conditions on the following basis:

1. The borrow material quantity required for the Excess Spoil Disposal Area #2 was previously calculated to include the total acreage needed for the area as shown in the current amendment submittal. No increased acreage is occurring and the 4 feet of cover is already the correct volume.
2. The Pasture pond is increasing in size approximately the same as the Clear Water Pond is being eliminated. We believe that the changes associated with this adjustment to the sedimentation ponds is effectively the same amount in relation to the bond calculation.

Should you have any questions, please contact Rusty Netz or myself at (435)888-4476.

Thank You,

A handwritten signature in black ink, appearing to read "M. Blakey", with a large, stylized flourish extending from the end of the signature.

Michael J. Blakey
Agent For
Sunnyside Cogeneration Associates

c.c. Rusty Netz
Plant File

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change ☒ New Permit ☐ Renewal ☐ Exploration ☐ Bond Release ☐ Transfer ☐

Permittee: Sunnyside Cogeneration Associates

Mine: Sunnyside Refuse and Slurry

Permit Number: C/007/035

Title: Pasture Pond Expansion and Excess Spoil Disposal Area #2 - Design Revision

Description, Include reason for application and timing required to implement:

Enlarge Pasture Pond, remove Clearwater Pond and Adjust Design Slope of disposal area to increase capacity

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- ☐ Yes ☒ No 1. Change in the size of the Permit Area? Acres: _____ Disturbed Area: _____ ☐ increase ☐ decrease.
- ☐ Yes ☒ No 2. Is the application submitted as a result of a Division Order? DO# _____
- ☐ Yes ☒ No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- ☐ Yes ☒ No 4. Does the application include operations in hydrologic basins other than as currently approved?
- ☐ Yes ☒ No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- ☐ Yes ☒ No 6. Does the application require or include public notice publication?
- ☐ Yes ☒ No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- ☐ Yes ☒ No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- ☐ Yes ☒ No 9. Is the application submitted as a result of a Violation? NOV # _____
- ☐ Yes ☒ No 10. Is the application submitted as a result of other laws or regulations or policies?
- Explain: _____
- ☐ Yes ☒ No 11. Does the application affect the surface landowner or change the post mining land use?
- ☐ Yes ☒ No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- ☐ Yes ☒ No 13. Does the application require or include collection and reporting of any baseline information?
- ☐ Yes ☒ No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- ☐ Yes ☒ No 15. Does the application require or include soil removal, storage or placement?
- ☐ Yes ☒ No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- ☒ Yes ☐ No 17. Does the application require or include construction, modification, or removal of surface facilities?
- ☐ Yes ☒ No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- ☒ Yes ☐ No 19. Does the application require or include certified designs, maps or calculation?
- ☐ Yes ☒ No 20. Does the application require or include subsidence control or monitoring?
- ☐ Yes ☒ No 21. Have reclamation costs for bonding been provided?
- ☐ Yes ☒ No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- ☐ Yes ☒ No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

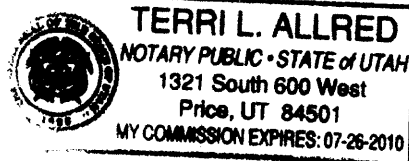
Michael Blakey
Print Name

M. Blakey Plant Manager
Sign Name, Position, Date

Subscribed and sworn to before me this 13 day of March, 2007

T. L. Allred
Notary Public

My commission Expires: 07-26, 2010 } ss:
Attest: State of UTAH }
County of CARBON



For Office Use Only:

Assigned Tracking
Number:

Received by Oil, Gas & Mining

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: Sunnyside Cogeneration Associates

Mine: Sunnyside Refuse and Slurry

Permit Number: C/007/035

Title: Pasture Pond Expansion and Excess Spoil Disposal Area #2 Design Revision

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

| | | | |
|------------------------------|---------------------------------------------|--------------------------------------------|----------------------------------------------------------------------------------|
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 9-8a</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 9-8b</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 9-8c</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 9-8d</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Appendix 9-7</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Appendix 7-3A Pasture Pond Hydrologic Calculations</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Appendix 8-1A Pasture Pond Hydrologic Calculations</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Appendix 10-1A Pasture Pond Hydrologic Calculations</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 7-1</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 7-9</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 8-2</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 8-3</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 10-4</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 10-5</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Chapter Text Pages 900-10, 900-12, 900-15</u> |
| <input type="checkbox"/> Add | <input type="checkbox"/> Replace | <input checked="" type="checkbox"/> Remove | <u>Map 7-4</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Map 7-1G</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Chapter Text Pages 500-5, 500-9, 500-10, 500-18</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Chapter Text Table of Contents for Plates and Pages 700-6, 700-17, 700-21</u> |
| <input type="checkbox"/> Add | <input type="checkbox"/> Replace | <input checked="" type="checkbox"/> Remove | <u>Appendix 7-3E Clear Water Pond Hydrologic Calculations</u> |
| <input type="checkbox"/> Add | <input type="checkbox"/> Replace | <input checked="" type="checkbox"/> Remove | <u>Appendix 8-1 Segment for Clear Water Pond Hydrologic Calculations</u> |
| <input type="checkbox"/> Add | <input type="checkbox"/> Replace | <input checked="" type="checkbox"/> Remove | <u>Appendix 10-1 Segment for Clear Water Pond Hydrologic Calculations</u> |
| <input type="checkbox"/> Add | <input type="checkbox"/> Replace | <input checked="" type="checkbox"/> Remove | <u>Appendix 7-3 H West Slurry Cell Hydrologic Calculations</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Appendix 7-3 Table of Contents</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Appendix 8-1 Table of Contents</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Appendix 10-1 Table of Contents</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Table 5-1 Inspection Schedule</u> |
| <input type="checkbox"/> Add | <input checked="" type="checkbox"/> Replace | <input type="checkbox"/> Remove | <u>Maps 5-2 and 5-2E</u> |

Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.

Received by Oil, Gas & Mining

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

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